

3

THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Todd Ell
Appln. No. : 09/874,937
Filed : June 5, 2001
Title : SYSTEM AND METHOD FOR CREATING
APPLICATION MAPS FOR SITE-SPECIFIC
FARMING
Docket No. : A773.12-0003

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED
UNDER 37 C.F.R. 1.53(f) AND 1.16(e)**

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

SENT VIA EXPRESS MAIL

Express Mail No.: EL 800729768 US

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted dated August 7, 2001, Applicant encloses the following documents to complete the above-identified patent application filed June 5, 2001:

1. A check in the amount of \$1,706.00 to cover the filing fee of \$740.00 a surcharge fee of \$130.00, an extra claim fee of \$726.00, and a petition for one-month extension of time of \$110.00, and a check in the amount of \$40.00 covering the recording fee.
2. Declaration executed by the inventor(s).
3. Executed Assignment of the invention to AGCO, and Recordation Form Cover Sheet.
4. Notice to File Missing Parts of Application-Filing Date Granted.
5. Petition For One-Month Extension Of Time.

09874937-101701

The Commissioner is authorized to charge payment of any additional fees associated with this paper or credit any overpayment to Deposit Account No. 11-0982. A duplicate copy of this sheet is enclosed.

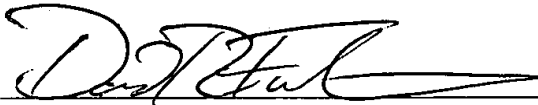
Respectfully submitted,

KINNEY & LANGE, P.A.

Date:

10/15/01

By:



David R. Fairbairn, Reg. No. 26,047
THE KINNEY & LANGE BUILDING
312 South Third Street
Minneapolis, MN 55415-1002
Telephone: (612) 339-1863
Fax: (612) 339-6580

DRF:ks

09874937 "101701"



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/874,937	06/05/2001	Todd Ell	A773.12-0003

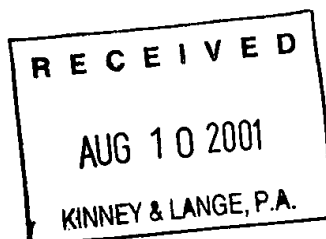
CONFIRMATION NO. 3519

FORMALITIES LETTER



OC000000006392485

David R. Fairbairn
THE KENNEY & LANGE BUILDING
312 South Third Street
Minneapolis, MN 55415-1002



D: 10-7-01 + 2-7-2002 JMS

Date Mailed: 08/07/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$718.
 - \$558 for 31 total claims over 20.
 - \$160 for 2 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1558.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

The following item(s) appear to have been omitted from the application:

10/19/2001 CCHAU1 00000113 09874937

740.00 OP
558.00 OP
168.00 OP
130.00 OP

01 FC:101
02 FC:103
03 FC:102
04 FC:105

09874937-101701

- Figure(s) 1,2,3 described in the specification.

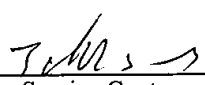
I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

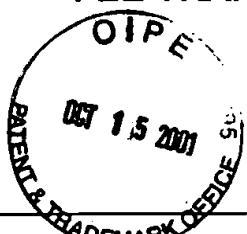
PART 2 - COPY TO BE RETURNED WITH RESPONSE

09374937-101701

10-18-01

③ Sector
11/5

FEE TRANSMITTAL



complete if Known

Application No.	09/874,937
Filing Date	June 5, 2001
First Named Inventor	Todd Ell
Group Art Unit	2163
Examiner Name	
Atty. Docket Number	A773.12-0003

Total Amount of Payment \$1,746.00

METHOD OF PAYMENT (Check One)

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A.

2. ☒ Check Enclosed

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
101	740	201	370	<input checked="" type="checkbox"/> Utility Filing Fee
106	330	206	165	<input type="checkbox"/> Design Filing Fee
108	740	208	370	<input type="checkbox"/> Reissue Filing Fee
114	160	214	80	<input type="checkbox"/> Prov. Filing Fee
Subtotal (1) \$740.00				

2. EXTRA CLAIM FEES

	Number Claims	Prior**	Extra	Fee from Below	Fee Paid
Total	51	20	= 31	x 18 =	558
Indep.	5	3	= 2	x 84 =	168
Multiple Dependent Claims			*	= *	

**Insert 3 and 20, or number previously paid if greater; Reissue see below

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple Dependent Claim
109	84	209	42	Reissue Independent Claims Over Original Patent
110	18	210	9	Reissue claims in excess of 20 and over original patent
Subtotal (2) \$726.00				

FEE CALCULATION (Continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge - Late filing fee or oath	X
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	*
139	130	139	130	Non-English specification	*
147	2,520	147	2,520	For Filing a Request for Reexamination	*
115	110	215	55	Extension for reply within first month	X
116	400	216	200	Extension for reply within second month	*
117	920	217	460	Extension for reply within third month	*
118	1,440	218	720	Extension for reply within fourth month	*
128	1,960	280	980	Extension for reply within fifth month	*
120	320	220	160	Filing a brief in support of an appeal	*
121	280	221	140	Request for oral hearing	*
148	110	248	55	Terminal Disclaimer Fee	*
140	110	240	55	Petition to revive - unavoidable	*
141	1,280	241	640	Petition to revive - unintentional	*
142	1,310	242	670	Utility/Reissue issue fee (inc. advance copies)	*
143	490	243	260	Design issue fee (inc. advance copies)	*
122	130	122	130	Petitions to the Commissioner	*
123	50	123	50	Petitions related to provisional applications	*
126	180	126	180	Submission of Information Disclosure Statement	*
581	40	581	40	Recording each patent assignment per property (times number of properties)	X
179	740	279	370	Request for Continued Examination (RCE)	*
Other fee (specify) _____					*
Subtotal (3) \$280.00					

Signature David R. Fairbairn

Reg. No. 26,047

David R. Fairbairn

Date 10/15/01

Deposit Account No. 11-0982